THE HON'BLE SRI JUSTICE C.V.RAMULU

W.P.No.397 of 2006

Dated:09.10.2007

Between

A.Bhupal Reddy

..Petitioner

and

1. The Primary Agricultural Cooperative Society, rep., by Its President and another.

…Respondents

THE HON'BLE SRI JUSTICE C.V.RAMULU

W.P.No.397 of 2006

ORDER:

This writ petition is filed seeking a Mandamus to declare the action of the respondents in not fixing the pay scale of the petitioner and not paying monthly emoluments as per G.O.Ms. No.94, dated 28.2.2004, as arbitrary and illegal.

It is the case of the petitioner that he was appointed as Paid Secretary vide resolution dated 1.3.1987 of the 1st respondent-Society. Subsequently, the Society passed another resolution dated 21.11.1995 regularizing his service which was approved by 2nd respondent vide proceedings dated 30.1.1996. Though he has been working continuously, his pay was not fixed as per Pay Revision 1999, whereas the respondent-Society fixed the Revised pay

scale for other employees, who similarly situated. The Government also issued G.O.Ms.No.94, dated 28.2.2004 sanctioning loan to societies for meeting the cost of the Management and emoluments to the staff basing on the average business of the society. According to him, in view of the said G.O, he is entitled to draw monthly salary of Rs.4,800/- P.M, but the respondents are paying only Rs.1500/- P.M. Subsequently, the Government issued another G.O.Ms.No.226, dated 29.6.2005 increasing the wages to Rs.7,000/- PM to the employees who have completed 25 years of service. But the respondents are not even paying the monthly emoluments as per G.O.Ms.No.94. Hence, the writ petition.

Heard the learned counsel on either side.

In the facts and circumstances of the case, the respondents are directed to pay the petitioner the emoluments at Rs.4,800/- per month as per G.O.Ms.No.94 dated 28.2.2004, provided the said G.O. is applicable to the

service conditions of the petitioner, within a period of six weeks from today and communicate the same to the petitioner.

Writ petition is disposed of accordingly. No costs.

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09-10-2007

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